

SENATE BILL NO. 56

BY SENATOR WHEAT AND REPRESENTATIVE TAYLOR

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AN ACT

To amend and reenact R.S. 17:436(B)(3)(a) and 436.1(B)(1)(a), relative to the administration of medication to students; to provide for procedures on administering medication; to provide for certain requirements to administer medication; to provide for the performance of noncomplex health procedures; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 17:436(B)(3)(a) and 436.1(B)(1)(a) are hereby amended and reenacted to read as follows:

§436. Performing noncomplex health procedures; definitions; conditions; restrictions; safety equipment, materials, and supplies

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B. No city or parish school board shall require any employee other than a registered nurse, licensed medical physician, or an appropriate licensed health professional to perform noncomplex health procedures until all the following conditions have been met:

* * *

(3)(a) Following the training provided for in Paragraph (2) **of this Subsection**, no noncomplex health procedure, except screenings and activities of daily living such as toileting/diapering, toilet training, oral/dental hygiene, oral feeding, lifting, and positioning may be performed unless prescribed in writing by a physician licensed to practice medicine in the state of Louisiana or ~~an adjacent~~ **any other** state **of the United States**.

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§436.1. Administration of medication; definition; conditions; restrictions; exceptions

1 * * *

2 B. * * *

3 (1) * * *

4 (a) No medication shall be administered to any student without an order from
5 a licensed physician or dentist who is licensed to practice medicine or dentistry in
6 the state of Louisiana or ~~an adjacent~~ **any other** state **of the United States** or any
7 other authorized prescriber authorized in the state of Louisiana **or any other state**
8 **of the United States** to prescribe medications or devices and a letter of request and
9 authorization from the student's parent or guardian.

10 * * *

11 Section 2. This Act shall become effective upon signature by the governor or, if not
12 signed by the governor, upon expiration of the time for bills to become law without signature
13 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
14 vetoed by the governor and subsequently approved by the legislature, this Act shall become
15 effective on the day following such approval.

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____